

EXHIBIT 5

1 JAN P. WEIR, STATE BAR NO. 106652
STEVEN M. HANLE, STATE BAR NO. 168876
2 JENNIFER A. TRUSSO, STATE BAR NO. 198579
STRADLING Yocca CARLSON & RAUTH
3 A Professional Corporation
660 Newport Center Drive, Suite 1600
4 Newport Beach, CA 92660-6422
Telephone: (949) 725-4000
5 Fax: (949) 725-4100
jweir@sycr.com
6 shanle@sycr.com
jtrusso@sycr.com

7 Attorneys For Plaintiff
8 Apollo Enterprise Solutions, LLC

9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA
11

12 APOLLO ENTERPRISE
SOLUTIONS, LLC,
13 a Delaware corporation,

14 Plaintiff,

15 v.

16 DEBT RESOLVE, INC.,
a Delaware corporation,

17 Defendant.
18
19
20
21
22
23
24
25
26
27
28

Civil Case No. SACV07-106 VBF
(JTLx)

**DECLARATION OF
CHRISTOPHER IMREY IN
SUPPORT OF APOLLO
ENTERPRISE SOLUTIONS, LLC'S
MOTION TO DISQUALIFY
GREENBERG TRAURIG, LLP**

Date: April 16, 2007

Time: 1:30 p.m.

Courtroom: 9

Before: Hon. Valerie B. Fairbank

ORIGINAL

STRADLING Yocca
CARLSON & RAUTH
LAWYERS
NEWPORT BEACH

1 I, Christopher Imrey, hereby declare:

2
3 1. I am the President and Chief Executive Officer of Apollo Enterprise
4 Solutions, LLC ("Apollo"), the plaintiff in the above-captioned matter, and have
5 held that or similar positions continuously since January 2003. I have personal
6 knowledge as to all matters stated herein. I submit this declaration in support of
7 Apollo's Motion to Disqualify counsel for defendant Greenberg Traurig ("GT").
8

9 2. Apollo provides enterprise-class, hosted solutions to primary
10 creditors, collection agencies, debt buyers and legal recovery firms for Debtor Self-
11 Payment and Self-Settlement (often referred to as Apollo's IDS system). Apollo's
12 IDS system lets clients offer their debtors online debt-payment and debt-settlement
13 options that reflect the debtors' current credit status. The Apollo IDS system
14 allows its clients to offer debtors an unlimited number of payment or settlement
15 options. Apollo's client is the creditor not the debtor.
16

17 3. In early 2004, GT became the general counsel for Apollo.
18 Specifically, Apollo began working with Steve Anapoell at GT's Costa Mesa,
19 California office regarding corporate matters.
20

21 4. In July 2004, Mr. Anapoell referred Apollo to GT patent law counsel
22 Chris Darrow and Bruce Neel to perform patent work for Apollo. Mr. Darrow is
23 from GT's Los Angeles office and Mr. Neel is from GT's Phoenix office.
24

25 5. The patent work performed by GT specifically dealt with the
26 prosecution of a patent or patents that would cover Apollo's on-line web based
27 systems for consumer debt collections-the exact same product involved in this
28 litigation with Debt Resolve.